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AUG 10 2006

In re Application of:
Fredericus Antonius DIJCKS et al.
Serial No: 10/718,398
Filing Date: November 19, 2003
Title: METHOD OF TREATING PSYCHIATRIC
DISORDERS WITH IN CHANNEL
INHIBITOR

Docket No.: 1997.312 C1
Examiner: Laura Stockton
Group Art Unit: 1626

CERTIFICATE OF FACSIMILE TRANSMISSION
I hereby certify that the attached correspondence
(4) sheets is being faxed to 571-273-8300 to the
Commissioner for Patents

on August 10, 2006

Lynn Brush
Lynn Brush

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

☒ Transmitted herewith find the document(s) related to this application:

1. TRANSMITTAL LETTER IN DUPLICATE;
2. RESPONSE;
3. CERTIFICATE OF FACSIMILE

☐ Applicant hereby petitions for an extension of time under 37 CFR 1.136 of:

- | | |
|---|--|
| <input type="checkbox"/> One Month (\$ 120.00) | <input type="checkbox"/> Two Months (\$ 450.00) |
| <input type="checkbox"/> Three Months (\$1020.00) | <input type="checkbox"/> Four Months (\$1590.00) |

The total fee believed due is **\$0.00**. Please charge this amount and any other fees which may be due (including filing fees under 37 CFR 1.16 and processing fees under 37 CFR 1.17) to Deposit Account No. 01-1350. If an extension of time is required but has not been requested above, Applicant hereby petitions for an extension of time sufficient for the attached document(s) to be timely. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Susan Hess

Susan Hess
Attorney for Applicant(s)
Reg. No. 37,350

Akzo Nobel Inc.
Intellectual Property Dept.
7 Livingstone Avenue
Dobbs Ferry, NY 10522-3408
Tel No.: (973) 422-7474

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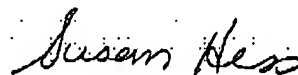
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Lynn BrushRESPONSE

Sir:

This is in response to the Office Action dated July 10, 2006 having a shortened statutory one-month period for response which expires on August 10, 2006.

In the Office Action, the Examiner has alleged that the elected species,

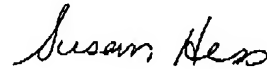
2-(3-trifluoromethylphenyl)-alpha-2-propenyl-benzenemethanamine, is not embraced by formula (I) on pages 1-2 of the specification. The Examiner has also required Applicants to indicate where in the specification (page number and line number) support is found for the claimed utility of the elected species.

In response, Applicants note that in addition to the compounds of formula I described in the present specification on pages 1-2, the specification also describes other compounds of a formula (I). In this regard, the Examiner's attention is directed to page 58, the last line reciting "The present invention further includes the compounds of formula (I):-", page 59, and page 60, lines 1-17, which indicate the structure of these particular compounds of formula (I). The elected species falls within the scope of the compounds of formula I described on pages 58-60 wherein A is group (a); Y is CH; X is CH=CH; P and S are H; R₁ is trifluoromethyl; B is group (d); R₂ is NH₂ and R₃-R₅ are all H. Support for the claimed utility of the elected species is found in the specification on pages 74-78 (Example 1) and in particular, Table 1 showing data for the inhibition of the 1h activation rate constant for compounds similar to the elected species and Table 2 showing data of mice burying behavior for the elected species and similar compounds.

In view of the above, it is believed that the specification provides support for the claimed utility of the elected species and that the reply of April 28, 2006 was fully responsive.

A good faith effort has been made to place the present application in condition for allowance. If the Examiner believes a telephone conference would be of value, she is requested to call the undersigned at the number listed below.

Respectfully submitted,



Akzo Nobel Inc.
Intellectual Property Department
7 Livingston Avenue
Dobbs Ferry, NY 10522-3408

Susan Hess.
Attorney for Applicants
Reg. No. 37,350
(973) 422-7474

Date: August 10, 2006